



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

CONTROL NUMBER FILING DATE

PATENT UNDER REEXAMINATION

ATTORNEY DOCKET NO.

90/004752
09/014518

9/17/97
1/29/98

5,472,790

5355-HE 01/RE02

EXAMINER

J. GRAY

ART UNIT

1774

PAPER NUMBER

19

DATE MAILED:

REEXAMINATION INTERVIEW SUMMARY FORM

All participants (patent owner, patent owner's representative, PTO personnel):

(1) Examiner J. GRAY

(3) Mr. Marvin Mick

(2) Mr. Maxwell

(4)

Date of interview: Oct. 22, 1998

Type: ☐ Telephonic, ☒ Personal: (copy given to ☐ patent owner, ☐ patent owner's representative).

Exhibit shown or demonstration conducted: ☐ Yes, ☒ No. If yes, brief description: _____

Agreement: ☐ was reached with respect to some of the claims in question, ☒ was not reached.

Claims discussed: All

Identification of prior art discussed: GB 2248177; Rosmat printed brochures; Counter-wound printed product brochures

Description of what was agreed to if an agreement was reached, and/or any other comments:

Discussed rejection under 35 USC 251, applicants argued that present claims are narrower; discussed 112 - new matter issues, applicants argued that any sub-range within broad range would function as intended and that issue is obviousness, not new matter; Discussed means-plus-function language - applicants argued that this language limits one to what is disclosed in the specification; discussed 112 rejections - applicants argued that prior art is not inherent due to lay flat properties, and that 41 Counter-wound thickness is less than recited in present claims; and that applicants made improvements. (A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims patentable must be attached. Also, where no copy of the amendments which would render the claims patentable is available, a summary thereof must be attached.)

A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. IF A RESPONSE TO THE LAST OFFICE ACTION HAS ALREADY BEEN FILED, THEN PATENT OWNER IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO PROVIDE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. 37 C.F.R. 1.560(b). EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c). Applicants also argued that the 5th application contains evidence of commercial success, and failure of others.

cc: Requester

Jill M. Gray
(Examiner's Signature)